DRAFT

OF

THE REVISED CANONS

OF THE

DIOCESE OF ONTARIO

REPORTED BY THE COMMITTEE APPOINTED FOR THE PURPOSE.

☞ MEMBERS OF SYNOD are particularly requested to preserve the copies sent to them until after the meeting of the Synod, as the preliminary edition being limited, it may be impossible to replace them.

OTTAWA:
W. T. MASON, BOOK AND JOB PRINTER, NOS. 48 AND 50 QUEEN ST.
1880.

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DRAFT OF CANONS.

DIOCESE OF ONTARIO

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DIOCESE OF ONTARIO.

CANONS.

PART I.

CONSTITUTION.

I. MEMBERSHIP.

1. The Synod shall consist of the Lord Bishop of the Diocese, and any co-adjutor or assistant Bishop thereof, or the Bishop presiding under the Canon respecting the Presiding Bishop; of the Priests and Deacons of the diocese licensed by the Bishop, and those superannuated clergymen of the diocese who are in good standing; and of lay representatives elected as hereinafter provided.

2. The Clerical Secretary, under the direction of the Bishop, shall enter the names of those clergymen who are entitled to seats in the Synod, on the Synod list hereinafter mentioned.

3. The Lay Representatives shall be male communicants of the full age of twenty-one years, who have communicated at least three times within the previous year; they shall be elected as hereinafter provided at the Easter meeting held by each clergyman having a separate cure, or at any meeting specially called by him for that purpose by giving due notice thereof on the two Sundays next preceding the meeting during divine service. In case of a vacancy in the cure the Easter meeting shall be called by the church wardens affixing a notice of such meeting to the outside of the outer main entrance church door at least one week previous to such intended meeting.

4. All lay persons within the cure, of twenty-one years of age and upwards, who at the time of the election have registered and declared themselves in writing in a book provided for that purpose by the parish, to be habitual worshippers with that congregation and members of the Church of England in Canada, and to belong to no other religious body, shall be entitled to vote at the election: Provided, that no such person shall vote at the election of delegates in more than one congregation in the Diocese within the year.

5. The Incumbent if present, or in his absence the Curate, or in case neither the Incumbent nor the Curate be present, or if there be a vacancy in the cure a chairman chosen by the majority of the electors present, shall preside at the election.

6. Each separate cure shall be entitled to three Lay Representatives who shall continue in office until their successors are appointed. Except in the case of a first election, in each such cure the Lay Representatives shall serve for three years. One of the Representatives shall retire annually but he may be re-elected. In the case of a first election in a cure, the first on the list of Lay Representatives returned as having the highest number of votes, and certified to the Clerical Secretary, shall serve for three years; the second so returned as having the nex thighest number of votes and certified shall serve for two years, and the third so returned and certified shall serve for one year. When there are two congregations in the same cure having churches, that which has the largest number of votes shall be entitled to two Lay Representatives and the other to one. When there are three congregations having churches each shall be entitled to one Lay Representative; and in case there are four or more congregations in a cure having churches, the largest and the next larger congregation shall each be entitled to one Lay Representative, and the remaining congregations shall have the right to unite and elect the third Lay Representative.

7. No Clergyman or Lay Representative of any parish or mission which has not paid its assessment and arrears (if any), shall sit or vote in the Synod until such assessment and arrears (if any), have been paid. When the cure is vacant from the inability or neglect of the parish or mission to support a Clergyman, the Lay Representatives shall, after the expiration of one year from the vacancy caused by such inability or neglect, cease to have seats in the Synod.

8. The Chairman of the meeting shall without delay after each election, send to the Clerical Secretary of the Synod the amount assessed on the parish or mission, together with a certificate according to the following form :—

"DIOCESE OF ONTARIO.

Parish of.....

Congregation of.....

I HEREBY CERTIFY that at the meeting for the election of Lay Representatives for this parish held on the .....day of ..... A. D. 18.... .....
.....
..... duly elected to represent the Congregation of.... .....in the Synod of the Diocese for the next..... ....years, and that the following persons being of

full age and who have communicated at least three times during the past year are the representatives of this parish.

P.O. address.

.....for the next three years.
..... " two years.
..... " year.

.....
Chairman.

Date.....

I also forward herewith the assessment of the parish, $.....

To the Clerical Secretary of the Synod.

N.B.—This should be sent to the Clerical Secretary immediately after the election of Lay Delegates."

9. On the receipt of such certificate the Clerical Secretary of the Synod shall enter the names of the Lay Representatives on the Synod list to be prepared by him, which he shall cause to be printed and sent to each of the Clergy and the Lay Representatives ten days before the meeting of the Synod; and at the foot of the list the Secretary shall place a note indicating that the Clergyman and the Lay Representatives of any parish or mission, the assessment on which has not been paid, may not sit or vote until such assessment and arrears (if any), have been paid.

10. The Chairman of the meeting shall furnish each Lay Representative with the following certificate :—

"DIOCESE OF ONTARIO.

Parish of.....Congregation of.....

I HEREBY CERTIFY that.....is a duly elected Lay Representative of this Parish in the Synod of the Diocese [and that he has proved to me by certificate from his parish Clergyman that he has communicated three times within the past year].

.....
Chairman.

Date.....

N B.—In case the Lay Representative is a resident member of the Congregation for which he is elected the words in brackets are to be erased.
No member of Synod may sit or vote in Synod until the assessment due by his Parish is paid."

11. No person shall be permitted to take a seat in the Synod or act as a Lay Representative until he has produced the last named certificate or has afforded sufficient proof of his qualification and election.

12. If any Lay Representative is elected for more than one parish, he shall within one week after receiving notice thereof from the Clerical Secretary, (whose duty it shall be to send such notice) select the parish which he intends to represent, and shall signify the same to the Clerical Secretary who shall at once notify the Incumbent or Incumbents, or in case of a vacancy the Church Wardens, of the other parish or parishes for which such Lay Representative has been elected, and thereupon such Incumbent or Incumbents or Wardens shall proceed to call a meeting for a new election in the manner specified in section *three* of this Canon. Such new election shall take place within fifteen days from the receipt of the notification from the Clerical Secretary. In case such Lay Representative fails to make such selection and to signify the same as hereinbefore required, his several elections shall be void and of no effect, and the Clerical Secretary shall within ten days after the expiration of the time allowed for making such selection notify the Incumbents or Wardens of the several parishes, requiring them to proceed to a new election to fill the vacancies so occasioned.

13. In the event of a vacancy occurring in the Lay representation of any parish or mission, from any cause whatever, the Incumbent, or in case of a vacancy the Churchwardens of such parish or mission shall, in the manner and within the period specified in the next preceding section, proceed to hold a new election; and the voters at the last election shall be entitled to vote at such new election without further registration. The person elected to fill any vacancy shall serve for the unexpired term of the representative in whose stead he is elected.

14. If any Lay Representative declines to serve, or at any time resigns his seat in the Synod, or removes from the Diocese, the said seat shall become vacant. If any Lay Representative secedes from the Church of England in Canada, or abstains from the Holy Communion for the space of one year, or if he wilfully absents himself for six calendar months from attendance at a place of worship of the Church of England in Canada, or if he is convicted of any indictable offence, he shall thereupon forfeit his seat, and the Incumbent, or in case of vacancy, the Churchwardens of the parish or mission of which he was the Lay Representative shall, within fifteen days after being made acquainted with such vacancy or forfeiture, proceed to hold a new election. If the Incumbent neglects or refuses to hold such new election after receiving a written application for a meeting for such purpose signed by three persons having the right to vote at the election of Lay Representatives, and if a Sunday has passed without such meeting being called by him, any three such voters may call a meeting for such election by a notice affixed on the outside of the main entrance door of the church at least one week previous to such intended meeting.

15. It is the duty of every parish to provide for and pay the expenses of their Delegates attending Synod, both Clerical and Lay.

2.—ORGANIZATION.

1. The Synod shall meet annually, or oftener at the discretion of the Bishop, who shall appoint the time and place of meeting, and shall adjourn or prorogue the Synod as appears to him expedient.

2. A quorum of the Synod for the transaction of business shall consist of not less than one-fourth of the whole number of the Clergy and of the parishes on the Synod list, each parish being represented by at least one Lay Representative.

3. No act or resolution of the Synod shall be valid without the concurrence of the Bishop and of a majority of the Clergy and of the Lay Representatives present. This section, so far as it requires the concurrence of the Bishop, shall not apply to the election of a Bishop.

4. All Committees of Synod shall be named by the Bishop, unless their nomination be otherwise provided for.

5. The elective officers of Synod shall hold office until the election of their successors. The Bishop may fill up until the next meeting of Synod any vacancies among the officials of the Synod or in the Committees occurring from any cause whatsoever.

6. The officers of the Synod shall consist of a Clerical and a Lay Secretary, and a Treasurer, who shall be members of the Synod and shall be elected annually after the adoption of the report of the Audit and Accounts Committee. The Clerical Secretary shall be elected by a majority of the Clerical members of Synod present, and the Lay Secretary by a majority of the Lay Representatives present. The Treasurer shall be elected by a majority of both orders present.

7. No proposition for the alteration of any Canon shall be considered or voted on by the Synod unless the proposition has been first sent to the Executive Committee, who shall cause it to be printed and sent to the members of the Synod; and such proposition if concurred in the Synod shall lie over until the next Session, and if approved at that Session by the Bishop and a majority consisting of two-thirds of both orders present, it shall be adopted and take effect.

8. On the final passing of a Canon it shall be engrossed in the book of Canons, and shall be read by one of the Secretaries in Synod, and the Common Seal of the Synod having been attached thereto, the Bishop shall by his signature attest the same.

3.—ORDER OF PROCEEDINGS.

1. The first meeting of the Synod in each Session shall be preceded by public morning or evening Prayer and a celebration of the Holy Communion together with a sermon; and the collection at the offertory shall be applied as the Bishop appoints.

2. After divine service on the first day of meeting for business the Lay Secretary shall attend at the place of meeting to receive the certificates of the Lay Representatives, which shall be examined by him and a Committee of two Lay Representatives previously appointed by the Bishop for that purpose.

3. The Synod shall be opened with prayer; the Clerical Secretary shall then from the Synod list call over the names of the Clergy entitled to sit, noting those who are in attendance; and the Lay Secretary shall from the said list call over the names of the several parishes and missions entitled to representation, and of their Lay Representatives, noting those in attendance.

4. The next order of proceedings shall be the introduction and consideration of the Report of the Audit and Accounts Committee, after which the election of the officers and of the Audit and Accounts Committee shall be proceeded with.

5. After these proceedings, and on all other days after Divine Service and the opening prayer, the order of business shall be as follows:

(*a*) Reading, correcting and approving the minutes of the previous meeting.

(*b*) Appointing Committees.

(*c*) Presenting, reading and referring memorials and correspondence.

(*d*) Presenting, reading, discussing, and, if deemed advisable, adopting reports of Committees in such order as the Bishop determines.

(*e*) Giving notices of motion.

(*f*) Taking up unfinished business.

(*g*) Consideration of motions.

6. An address from the Bishop shall be in order at any time.

7. The election of Provincial Delegates and of the Board of Diocesan Missions shall take place at noon on the second day of the Synod on which a morning sitting is held.

8. The minutes of the proceedings of the last day of each Session shall be read and confirmed before the close of the Session.

4.—RULES OF ORDER.

1. When the Bishop or other person presiding has taken the chair, no member shall continue standing.

2. When any member is about to speak for the information of the Synod, he shall rise and address himself to the chair.

3. No motion or amendment shall be considered as before the Synod (excepting such as is proposed by the Bishop, or by a committee), unless seconded and reduced to writing. To prevent surprise, no motion, except motions in course, shall be considered till the succeeding day of meeting, notice thereof having been first given.

4. No member shall speak more than twice on the same question, without permission from the chair.

5. When a question is under consideration, no other motion shall be received, unless to adjourn, to move the previous question, to lay it on the table, to postpone it to a certain time, to postpone it indefinitely, to commit it, to amend it, or to divide on it; and motions for any of these purposes shall have precedence in the order here named.

6. Motions to adjourn or to lay on the table shall be decided without debate.

7. When a motion has been read to the Synod by the Secretary, it may not be withdrawn by the mover, without the consent of the chair.

8. Any member may require, at any period of the debate, that the motion in discussion be read for his information.

9. A member called to order while speaking shall sit down, unless permitted to explain.

10. All questions of order shall be decided by the chair.

11. An amendment to an original motion shall, in discussion, take precedence of such motion; an amendment to an amendment shall be first considered, then the amendment to the motion, and lastly the motion itself.

12. No more than one amendment to a proposed amendment to a motion shall be in order: yet a substitute for the whole matter may be proposed and received, provided it deals directly with the subject in hand.

13. Whilst any question is being put from the chair, the members shall continue in their seats, and shall not hold any private discourse; and when a motion is so put, no member shall retire until such motion is disposed of.

14. When a division takes place the votes of the Clergy and Laity shall be taken separately, if required by the Bishop or four members of each of the respective orders; and the Lay representatives shall in all such cases vote by parishes, and when so voting, the vote of the majority present shall be considered as the vote of the parish.

15. In voting, those who vote in the affirmative shall first rise, and then those who vote in the negative.

16. A question once determined shall not again be brought into discussion in the same session, without the special sanction of the Bishop or other person presiding.

17. No protest or dissent shall be entered on the minutes of the proceedings; but, when required by any one member, the number of affirmative and negative votes shall be recorded, and when required by three of either Clergy or Lay Representatives, the names of the Clergy and Parishes voting on either side of the question shall be also recorded.

18. Every report of Committee shall be in writing, signed by the Chairman, and shall be received in course, unless a motion be made for its re-committal.

19. The Chairman of the Committee, or some member deputed by him, shall explain to the Synod the bearing of any portion of the report, if requested by any member of the Synod.

20. A motion to suspend the order of proceedings or the rules of order shall take precedence of all other motions, and shall be decided without debate, and no order of proceeding and no rule of order shall be suspended, except upon the unanimous consent of the members present.

21. When the Synod is about to rise, every member shall keep his seat until the Bishop or other person presiding has left the chair.

5.—CONTESTED SEATS IN SYNOD.

1. Any member of the Synod and any member of the Church of England entitled to vote in respect of Lay representatives objected to, may object to the claims of any person on the said list to take a seat in the Synod, provided that the objection, together with the grounds thereof in writing, be transmitted by him to the Clerical Secretary, and to the person so objected to, one week at least before the meeting of Synod; provided also, that objection may be taken and given during the session of the Synod to any person whose name has not been entered on the Synod list by the Clerical Secretary, as provided by the *ninth* section of the Constitution of the Synod, and shall be heard and decided upon forthwith by the Court hereinafter constituted.

2. The Chancellor of the Diocese, or in his absence or inability to act, any barrister-at-law, who is a member of the Synod, appointed by the Bishop, together with two Clerical and two Lay members, whose title to seats are not disputed before the Synod, also appointed by the Bishop on the first business day of the Synod previous to divine service, shall be a Court to consider such objection and to adjudicate

thereon; and to them shall be referred for final adjudication all cases of doubtful certificates submitted by the Clerical Secretary or by the Committee appointed to examine the certificates of Lay Representatives The decision of the majority of the Court, which shall be accepted as the decision of the Court, shall be reported to the Synod with all convenient speed. Its reception and adoption shall be in order at any time, and the decision shall be final.

6.—SEAL OF SYNOD.

Seal as at present.

1. The Seal, of which an impression is in the margin hereof, is the common Seal of the Incorporated Synod of the Diocese of Ontario; and the Chancellor of the Diocese shall, on behalf of the Synod, have the care and custody of the said Seal.

2. The Bishop is hereby authorized to execute all deeds and documents requiring a Seal, and which, from time to time, are required to be executed on behalf of the Synod, pursuant to any resolution of the Synod, or of the Executive or any other Committee of the Synod.

3. The mode of execution of such deeds and documents of the Synod, requiring a seal, shall be by the Bishop causing the said common Seal to be affixed thereto and by his signature attesting the same.

4. All deeds and documents heretofore attested by the Bishop, and sealed with the said Seal, are hereby acknowledged as the deeds of the Incorporated Synod of the Diocese of Ontario, and binding thereon.

PART II.

ADMINISTRATION.

7.—DUTIES OF OFFICERS.

1. The duties of the Clerical Secretary shall be:—

(*a*) To preserve all papers, memorials and other documents, to conduct correspondence, to attest the public acts of the Synod, and to deliver to his successor in office all records, books and documents under his control;

(*b*) To enter and record in separate books the minutes of the proceedings of the several standing committees;

(*c*) To cause the proceedings of each Session of Synod to be printed and distributed to its members within two months from the close of the Session;

(*d*) To receive all moneys paid to him under the authority of the Synod, to acknowledge the receipt of the same, to keep them safely, to enter the several amounts in books suitable for the purpose under such regulations as are made from time to time by the Synod, or the Executive Committee, or such other committee as is appointed for the purpose, and to deposit such moneys to the credit of the Synod in such chartered bank or banks of Canada as are from time to time approved of by the Executive Committee;

(*e*) When there are funds requiring investment, to report such fact to the Investment Committee to the end that action may be taken thereon by them at their earliest convenience;

(*f*) To take charge of all mortgage securities, and to have joint custody with the Treasurer, and the chartered bank or banks aforesaid of all other Synod securities;

(*g*) To submit annually to the Auditors a full statement of the transactions connected with each fund, together with a list of the securities belonging thereto, and a balance sheet as provided in the Canon respecting the Audit and Accounts Committee;

(*h*) To give security, under such regulations as are made from time to time by the Executive Committee, for the proper performance of his duties and for the safe custody and deposit of all such moneys as come into his hands as Clerical Secretary;

(*i*) To attend to all business of the Synod when not in session under the direction of the Bishop or of the Chairman for the time being of the Executive Committee;

(*j*) To issue, under the direction of the Bishop, a circular ten days at least before the meeting of Synod to the Clerical and Lay members thereof, stating the time and place of meeting, such business as he is directed by the Executive Committee to specify, such notices of motion as have been previously sent to him, and the order in which such motions and the business of the Synod are to be considered;

(*k*) Generally to perform such functions as are assigned to him from time to time by canon or by resolution of the Synod.

2. The Clerical Secretary and the Lay Secretary shall keep regular minutes of all proceedings of the Synod when in Session, record them in a book provided for that purpose, and have the notices of motions given on one day printed ready for distribution on the following morning.

3. The Treasurer shall, with the Clerical Secretary, and the Bank in which the deposit of the Synod moneys is made, have joint custody of all the securities, other than mortgages, and shall see to the collection of the interest thereon, and shall report to the Synod at its annual

Session, and to the Executive Committee if required, on the state of the securities, and he shall sign all proper cheques issued by the Clerical Secretary.

4. The Bishop of the Diocese shall nominate and appoint the Registrar, and if the office of Registrar becomes vacant from any cause whatever his successor shall be forthwith nominated and appointed by the Bishop.

5. The Registrar shall keep his office in such place as the Bishop selects, and shall keep suitable books to be provided by the Synod from time to time as occasion requires, for the proper recording of such of the official acts of the Synod as require registration, and for the entry or recording of the election or appointment of church dignitaries and the appointment of Clergy in the Diocese.

6. The Registrar shall keep books to be provided for him by the Synod in which he shall enter the official acts of Synod requiring registration, and of the several Dignitaries and Clergy, and of the officers of Synod; also, a short description of the boundaries of the Diocese and of the several Archdeaconries, Rural Deaneries and Parishes therein; also, a list of Clergy of the Diocese from time to time, showing such changes as are made therein and giving a statement of the respective dates of the admission of the said Clergy into their different Orders, and a list of the different parishes, missions, or stations in which they have served.

7. The Registrar shall enter in the books so provided the date of every such grant, conveyance, or will, as is hereinafter mentioned, and the names of the grantors or testators, and of the grantee or devisee; also, a short description of the property, and a memorandum of the trust or object of the grant or devise.

8. The Registrar is and shall be the proper custodian of all grants, conveyances, probates or certified copies of wills or parts thereof in any way relating to land or property granted, conveyed or devised for the benefit or use of the Church of England in the Diocese. He is also, and shall continue to be, the proper custodian of all completed or filled up parish Registers. He is and, so far as may be, shall be the historiographer of the Diocese, and the proper custodian of the archives of the Diocese and of the several parishes therein.

9. All Rectors, Incumbents, Churchwardens, Trustees, or other persons having legal custody of any grants, conveyances, or probates or certified copies of wills or parts thereof in any way relating to land or property granted, conveyed, or devised for the benefit of the Church of England in this Diocese, shall transmit the same to the Registrar, to be by him taken in charge as the proper custodian thereof, and placed in the Synod vault for proper and safe keeping.

10. All Rectors, Incumbents and Churchwardens from time to time shall transmit to the Registrar all Parish Registers which have been completed or filled up, and the Registrar on receiving the same shall deposit the same in the Synod vault, and shall duly acknowledge the receipt of such Registers.

11. The Registrar shall keep a correct record of the Letters of Orders, the Licenses, Induction Mandates, and other legal instruments, issued by the Bishop to the Clergy of the Diocese from time to time; and on request the Registrar shall furnish certified copies of any such records; and for each such copy he shall be entitled to charge the following fees, viz:—

Certified copy of record of Priest's or Deacon's Letters of Orders, or of Induction Mandate..... 50 cents.

Certified copy of any document in full, per folio..... 20 cents.

12. The Registrar, from time to time, on application being made therefor, shall grant under his hand and the seal of the Diocese, a certificate of the entries of Births, Deaths, or Marriages entered in such Parish Registers or any of them, and for every such certificate he shall be entitled to charge and receive a fee of fifty cents, and such certificate shall be *prima facie* evidence of the fact therein stated or set forth.

8.—COMMITTEES.

1. The following Committees shall be the Standing Committees of the Synod:—The Executive Committee, the Audit and Accounts Committee, the Finance Committee, the Board of Diocesan Missions, the Committee on Domestic and Foreign Missions, the Episcopal Fund Committee, the Clergy Trust Fund Committee, the Widows' and Orphans' Fund Committee, the Clergy Superannuation Fund Committee, the Divinity Students' Fund Committee, the Rectory Lands Fund Committee, the Committee on the Church Book Depository, the Committee on the State of the Church, and such additional committees as are designated by the Synod from time to time.

2. The regular meetings of the Standing Committees shall be held in the city of Kingston in the months of May and November, during the week commencing on the Sunday which falls on or next after the eighteenth day of each of those months; the Board of Diocesan Missions shall meet at the hour of ten o'clock in the morning of Wednesday of the said week, and shall have precedence over all other committees; the other Standing Committees shall meet during the said week according to a schedule to be from time to time prepared and issued by the Clerical Secretary, subject to such postponements as are rendered necessary by the precedence granted to the Board of Diocesan Missions. A special meeting of any Committee of Synod may be summoned by the Bishop at his discretion, at such time and place as he directs. In

the absence of the Bishop from the Diocese, or in case of his illness, such special meetings may be summoned by his Commissary.

3. The mover of the resolution with reference to which any provisional committee has been appointed shall be the chairman or convener of such committee, unless and until other provision be made either in the resolution itself or by the Bishop or by the said committee.

4. All committees shall report to the Executive Committee at its meeting next before the meeting of the Synod; and the Standing Committees shall also report to the Executive Committee at its half yearly meetings.

5. Each Standing Committee shall at its first meeting elect a chairman, and may make such rules and regulations as are requisite for the efficient performance of its duties.

6. All committees shall be named by the Bishop, unless otherwise ordered; and when no other provision is made one-third of the members of any committee shall be sufficient for the transaction of business. The Clerical and Lay Secretaries and the Treasurer shall, by virtue of their offices, be members of all Standing Committees.

9.—EXECUTIVE COMMITTEE.

1. There shall be an Executive Committee consisting of twenty members nominated by the Bishop at the annual session of the Synod, ten members being chosen from the Clergy and ten members from the Lay representatives. In addition to the twenty members so nominated, the Chancellor, the Registrar, the Lay and Clerical Secretaries, the Treasurer and the Chairmen of the several Standing Committees shall be members of the Executive Committee. The Bishop shall preside, and in his absence the Committee shall elect a chairman for the time being. Seven members shall be sufficient for the transaction of business.

2. Immediately after the close of the annual session of Synod, the Executive Committee shall meet for the purpose of appointing the two Official Auditors referred to in the Canon respecting the Audit and Accounts Committee, who need not be members of the Synod.

3. (*a*) The Executive Committee shall have the custody, management and disposition of all property vested in or controlled by the Synod, or by the Bishop for the Synod;

(*b*) In the event of any matter arising, when the Synod is not in session, respecting the rights or property vested in or controlled by the Bishop or the Synod as aforesaid which requires prompt action, the Executive Committee may institute or defend legal proceedings in relation

thereto in the name of the Synod; it may make or concur in any settlement or agreement made in relation thereto with other parties who are interested therein, and generally may do and perform all acts in respect thereto which the Synod might do or perform when in session;

(*c*) The Executive Committee shall receive reports from all other Committees and examine and confirm, or refer back the same with instructions for reconsideration, and in the event of any such Committee reaffirming its report so referred back the Chairman shall have power to decide the point or points in question;

(*d*) It shall submit all reports of Committees to Synod at its annual Session, and also a report of its own proceedings since the last annual Session; it shall print such reports or such parts of them as it deems expedient;

(*e*) It shall authorize the payment of all accounts and of such moneys as are properly payable by the Synod, and sanction any payments properly made;

(*f*) It shall prescribe what matter shall be contained in the circular directed to be issued by the Clerical Secretary announcing the meeting of Synod, in addition to what is prescribed to be inserted in it.

(*g*) It may delegate any of its powers to a Sub-committee;

4. The Investment Committee shall be a sub-committee of the Executive Committee, and shall consist of the Chancellor, the Registrar, the Clerical and Lay Secretaries and the Treasurer. The duty of the Investment Committee shall be to invest, take up and re-invest such funds of the Synod as may be necessary in Government securities, municipal debentures, the stock of any permanent building society or in first mortgages on real estate; and with the Rectors interested, may act for and represent the Executive Committee in all matters connected with the *fourth*, *fifth* and *eighth* sections of the Canon on Rectory lands. The said Committee shall present to the Executive Committee at each of its regular meetings, or when required, a statement showing the nature of each investment and the amount invested. The Committee shall elect a chairman and shall meet at the call of the Clerical Secretary. Three members of the Investment Committee shall be sufficient for the transaction of business. The Investment Committee may authorize the Bishop to execute, under the seal of the Synod, full or partial discharges of all mortgages which have been paid up in full or in part.

10. AUDIT AND ACCOUNTS COMMITTEE.

1. The accounts of the Synod shall be kept and audited under the direction and supervision of a Committee, to be called the Audit and Accounts Committee, which shall be composed of two Laymen and one

Clergyman, members of the Synod, and shall be elected at each annual meeting of Synod, after the adoption of the report of the Audit and Accounts Committee.

2. The Executive Committee shall make some chartered bank of Canada the custodian, with the Clerical Secretary and the Treasurer, of the securities, other than mortgages, and funds of the Synod, on such terms as are agreed upon between such bank and the Executive Committee. The bank account of the Synod shall be kept in the name of the Incorporated Synod of the Diocese of Ontario, and no money shall be withdrawn from the bank, except by cheque, signed by the Clerical Secretary and the Treasurer of the Synod, and countersigned by the Bishop, or by the Chancellor of the Diocese.

3. The Audit and Accounts Committee shall, as occasion requires, frame rules respecting the keeping of the books and accounts by the officer charged with that duty, which rules shall, before coming into force, be submitted to and approved of by the Executive Committee.

4. The Audit and Accounts Committee shall frame rules respecting the acknowledgement of moneys received, the precautions to be taken to insure an effective audit of the accounts, and the mode in which the audit shall be conducted, which rules shall, before coming into force, be submitted to and approved of by the Executive Committee.

5. The said Committee shall receive the report of the Auditors appointed as hereinafter provided, examine the same and the statements submitted therewith, and examine all the securities belonging to the Synod, prior to the annual meeting thereof, and compare the same with the said statements, and shall submit the said Auditors' report, together with their own report on such examinations, and on the state of the accounts generally, to the Synod at its annual meeting. The said report shall be printed and ready for distribution at the opening of the Synod.

6. Full statements of the transactions in connection with each fund during the past year, with a list of the securities belonging thereto, and a balance sheet, shall be submitted by the Clerical Secretay to the Auditors immediately after the close of each financial year.

7. The accounts of the Synod shall be audited annually by two skilled accountants, who shall be appointed annually by the Executive Committee at their first meeting after the meeting of Synod. They shall make a thorough examination of the accounts, and submit their report and statement to the Chairman of the Audit and Accounts Committee within three weeks after the close of the financial year.

8. No Auditor shall be eligible for more than two years in succession.

9. Each Auditor shall receive for his services the sum of fifty dollars a year, or such sum as the Executive Committee from time to

time determine, and he shall attend the meetings of the Audit and Accounts Committee, and the meeting of Synod while the Auditors' report is under discussion.

10. Two members of the Audit and Accounts Committee shall be a quorum for all purposes.

11. Each fiscal year shall terminate on the thirtieth day of April, and the accounts, statements and audit shall be made up to and cover that day, and all the Synod accounts shall be closed and balanced up to that date.

11.—ASSESSMENT FUND.

1. There shall be a Finance Committee composed of six members in addition to the members by virtue of office, which Committee shall superintend the Fund hereinafter mentioned and the carrying into effect of the provisions of this Canon.

2. The Assessment Fund shall consist of assessments levied on all the parishes and missions in the Diocese, and of a percentage upon the gross revenues of all the funds under the control of the Synod, both of which shall be ascertained as hereinafter provided.

3. The Finance Committee shall, if no such list already exists, prepare a list of parishes and missions and shall arrange them in seven classes, and in each case the assessment payable shall be that placed opposite the number of the class, set forth hereunder, in which the parish or mission is included :—

Class 1	$60	Class 5	$15
" 2	40	do 6	10
" 3	30	do 7	5
" 4	20		

4. No parish or mission shall be transferred from one class to another, except upon report of the Finance Committee, concurred in by the Synod.

5. Every such assessment shall be due and payable on or before the thirtieth day of April in each year.

6. At the meeting of the Finance Committee, in the month of May in each year, the Committee shall prepare an estimate for the coming year of the probable outlay chargeable on the Assessment Fund in accordance with the provisions of this Canon, and also an estimate of the revenue to be derived from the assessment of parishes above mentioned, and shall strike a rate of assessment sufficient to meet the difference between such two estimates, upon the gross revenue of the several funds under the control and management of the Synod.

7. Such last mentioned assessment shall be based upon the gross revenue from each such fund for the next preceding financial year, and in striking the rate the Committee shall take into account any surplus remaining or any deficit existing in the Assessment Fund at the termination of such financial year.

8. Provision shall be made out of the Assessment Fund for the payment of the following:—The salary of the Clerical Secretary; attendance at the Synod offices and fuel; remuneration of professional auditors; premium on guarantee policy of the Clerical Secretary; postage and stationery; printing; rent and taxes; Provincial Synod assessment; and any expenditure for the service of the Synod which the Synod or the Committee considers fairly chargeable to the fund.

9. The Committee shall make a full report through the Executive Committee at each meeting of the Synod in relation to all matters under its control in virtue of this Canon.

12. THE DIOCESAN MISSION FUND.

1. The Diocesan Mission Fund shall consist of all collections for Diocesan Missionary purposes made in Churches, Chapels and Mission Stations throughout the Diocese, of the interest of the Sustentation Fund, and of all subscriptions, donations and legacies for such purpose, regard being had to the direction of the donor or testator.

2. Four collections for the Diocesan Mission Fund shall be made annually in every Church, Chapel and Mission Station in which a regular Sunday service is held; on Trinity Sunday or one of the two following Sundays, and on the first Sunday in Advent or on one of the two following Sundays, a sermon on behalf of the Mission Fund shall be preached and a collection taken up, which collection shall within one month thereafter be remitted to the clerical secretary by the Clergyman; an annual missionary meeting shall be held in every Church, Chapel and Mission Station as aforesaid during the autumn or winter, and at such meeting a collection shall be taken up for the said fund, and shall be remitted to the clerical secretary by the convener of the deputation holding such meeting within one month thereafter; a house to house collection shall be made annually in every parish and mission under the supervision of the clergyman, who shall remit the proceeds of such collection to the clerical secretary on or before the twenty-fifth day of April.

3. The Board of Diocesan Missions shall consist of the Bishop, the Chancellor, the Dean, the Archdeacons, eight Clergymen elected by ballot at the annual meeting of the Synod by the clergy and eight lay representatives elected at the same meeting by ballot by the lay representatives, and four clergymen and four lay representatives appointed by the Bishop at the same meeting.

4. At its first meeting the Board shall appoint a Sub-committee consisting of three Clergymen and three Lay Representatives to be called the Classification Committee, which shall be convened by the Clerical Secretary and shall meet previous to the May meeting of the Board. It shall be duty of such Sub-committee to classify the Missions for the ensuing year and report thereon at the May meeting.

5. The Missions shall be divided into the seven following classes: The Missions under under class one shall each receive a grant not exceeding $100; those under class two a grant not exceeding $150; those under class three a grant not exceeding $200; those under class four a grant not exceeding $250; those under class five a grant not exceeding $300; those under class six a grant not exceeding $400, and those under class seven a grant not exceeding $600.

6. The Board may in its discretion, on the recommendation of the Bishop, make a special grant, not exceeding $100, to any parish or mission, provided that two-thirds of the members present concur in voting for the grant.

13. THE DOMESTIC AND FOREIGN MISSION FUND.

1. The words Domestic and Foreign Missions used in this Canon shall have the same meaning as is attached to the same words in the nineteenth Canon of the Provincial Synod.

2. A Committee on Domestic and Foreign Missions is hereby formed in connection with the Incorporated Synod of the Diocese of Ontario.

3. The business of the Committee shall be:

(*a*) To create and encourage an interest in the Domestic and Foreign Missionary work of the Church of England.

(*b*) To transmit all funds collected or received by the said Committee for Domestic or Foreign Missions to the Treasurer of the Board of Management of the Domestic and Foreign Missionary Society of the Church of England in Canada, to be disposed of by the said Board.

4. The Committee shall consist of six clerical and six lay members of the Synod.

5. The funds collected by the Committee for Domestic or Foreign Missions shall be forwarded to the Treasurer of the Board of Management of the Domestic and Foreign Missionary Society, to be disposed of by the said Board.

6. The Committee shall respect any specific appropriation made by any contributor to the said fund, and in transmitting the money to the Treasurer of the Board of Management shall specify such appropriation;

or shall apply the money in the manner indicated and duly report such appropriation and application to the Treasurer of the Board.

14. EPISCOPAL FUND.

1. There shall be a Committee for the management of the Episcopal Fund, consisting of six clergymen and six lay representatives.

2. The income arising from the moneys and securities belonging to the Fund, after defraying incidental expenses, shall be paid to the Bishop in quarterly instalments.

15. THE CLERGY TRUST FUND.

1. The Clergy Trust Fund shall be managed by a Committee consisting of six Clergymen and six Lay representatives.

2. The first charges on the income of the said Fund, after the expenses of management, shall be the quarterly payment of the stipends of such clergymen of this diocese as commuted with the Government, according to the covenants entered into with the said clergymen, and also of the annual sum of four hundred dollars, to be equally apportioned in quarterly payments to such Archdeacons as the Bishop from time to time appoints.

3. The income of the Fund, after the payment of the expenses of management, shall be appropriated to the payment quarterly to the present annuitants on the fund of the sum set opposite their respective names in the schedule hereto, and whenever the income permits, then pursuant to section *six* of this Canon to the next senior clergyman of the diocese in good standing ~~who is engaged in clerical or synodical work~~, his seniority to be determined by his length of service in the diocese, which shall be reckoned from the date of his first appointment by the Bishop.

4. If a clergyman who, not being superannuated, or not having received leave of absence from the Bishop, or not holding an office in the Synod, continues to reside in the diocese, or if a clergyman who leaves the diocese with a *bene decessit*, or without leave of absence from the Bishop, and returns to the diocese, resumes his clerical duties therein under the authority or license of the Bishop, the time during which he has ceased to do duty shall not be counted in reckoning his seniority.

5. Any question of seniority which may arise under this Canon shall, if the Committee deem it advisable, be decided by the Bishop.

6. As soon as a surplus of four hundred dollars shall have arisen out of the income of the Fund over and above the annual sum required for the payment of the commuting clergymen and other annuitants

on the Fund it shall be the duty of the Clerical Secretary to report the existence of such surplus to the Committee who shall thereupon direct that the name of the next Clergyman entitled shall be placed on the list of Annuitants which shall be made out and continued from time to time by the Clerical Secretary under the direction of the Committee, and shall be in force as finally approved by the Bishop: Provided always that should the income of the Fund by any untoward circumstances be found insufficient to meet the charges thereon, the payment or payments to the Annuitant last placed on the list shall be diminished by such sum or sums as may be requisite to make good such deficiency.

7. Any Clergyman placed by the Committee, with the approval of the Bishop, on the list of Annuitants, shall continue to receive his annuity of four hundred dollars so long only as he continues to do duty in the Diocese or is on the Superannuation list thereof, or has leave of absence from the Diocese, or holds office in the Synod, and he shall forfeit all claim to such annuity for any time during which he is under ecclesiastical censure.

8. No Clergyman while in the possession of an endowed living yielding a clear income of fifteen hundred dollars per annum shall be placed upon or remain on the list of Annuitants. His right to such annuity shall be suspended during the time he may be in possession of such living, but shall revive on his ceasing to be in such possession, and such suspension shall not affect his right of seniority.

9. The Committee shall have power, from time to time, to require any annuitant or Clergyman claiming to be an annuitant, to submit a statement to the Committee, as to the amount of income derived from parochial endowment. In case of non-compliance with such requirement within three months after being notified, in the case of an annuitant he shall forfeit all claim on the fund until he makes such statement, and the arrears during the time he makes default shall not be paid him; and in the case of an applicant, his name shall not be placed on the list, but be passed over in favor of the next in seniority until he makes such statement.

10. Upon the death of any annuitant, the amount of his annuity shall continue to be paid to his legal representatives for the quarter current at the time of his death, and also for the six months thereafter ensuing.

SCHEDULE.

The annuitants under the award of Sir James Macaulay :—

The Lord Bishop as Bishop	$345 92
Archdeacon Lauder as Archdeacon	200 00
" Bedford Jones as Archdeacon	200 00

The Commuting Clergy.

The Lord Bishop	600 00
Rev. G. A. Anderson	480 00
" Canon Bleasdell	486 64
" E. C. Bower	400 00
" F. W. Dobbs	300 00
" James Godfrey	400 00
" R. Harding	486 64
Ven. Archdeacon Lauder	400 00
Rev. Rural Dean Lewis	480 00
" J. A. Morris	480 00
" Canon Mulock	400 00
" " Pettit	400 00
" R. L. Stevenson	480 05
" Canon Worrell	400 00

The Beneficiaries.

Rev. E. H. M. Baker	400 00
" Canon Tane	400 00
" Rural Dean Stanton	400 00
" Canon White	400 00
" E. W. Beaven	400 00
" Rural Dean Bogert	400 00
" " " Loucks	400 00
" C. P. Emery	400 00
" Wm. Fleming	400 00
" Rural Dean Grout	400 00
Ven. Archdeacon Bedford Jones	400 00
Rev. F. L. Stevenson	400 00
" Wm. Lewin	400 00
" A. Spencer	400 00
" A. W. Cooke	400 00
" H. Auston	400 00
" K. L. Jones	400 00
" A. C. Nesbitt	400 00

16. THE WIDOWS' AND ORPHAN'S FUND.

1. There shall be a Committee, consisting of five clerical and five lay members of the Synod, to superintend and manage the Widows' and Orphans' Fund.

2. The said fund shall consist of the income from all property held or to be held by the Synod for the benefit of the widows and orphans of clergymen of this diocese.

3. A sermon shall be preached and a collection made annually by every clergyman holding a cure in this diocese (save and excepting in such cases of sickness or absence from his parish or mission as the Bishop allows as sufficient cause) on the fifth Sunday in Lent or one of the two following Sundays in every church in which service is celebrated on that day, and in every other church, chapel or mission station in each cure in which Sunday services are held as soon after the said Sunday as the incumbent of such parish or mission finds practicable; and the proceeds of such collection shall be sent by the clergyman to the Clerical Secretary of the Synod immediately after the taking up of the same, and shall be placed by him to the credit of the said fund.

4. The right of the widow and orphan children of a deceased clergyman to partake of the benefit of the said fund, shall be conditional upon such deceased clergyman having during his lifetime complied with the requirements of this canon, and paid annually into the said fund the sum of five dollars, with all arrears as herein provided, dating, if he were in this Diocese on the 25th March, A. D. 1862 from that date, or if admitted to or ordained in this Diocese since that date, then from the date of such admission or ordination, unless he satisfies the Committee of his inability to pay such arrears, in which event he shall be excused from payment of such portion thereof as the Committee deem advisable.

5. Any such Clergyman not in arrears to the said fund, may commute his annual subscription by one payment of fifty dollars, to be placed by the Clerical Secretary to the credit of the said fund, and every clergyman so commuting shall be released from any further subscriptions or payments.

6. In case a Clergyman neglects to pay his annual subscription for two years at any time, the Clerical Secretary shall notify him that he has forfeited all claim in the said fund. If however he at any time afterwards pays to the Clerical Secretary the sum of five dollars for each and every year during which the same has remained unpaid, together with interest at the rate of six per centum per annum on each year's subscription in default, up to the time of payment, he shall be entitled to all the benefits of the fund in the same manner as if the annual subscription had been paid regularly by him.

7. Nothing herein contained shall be construed to prevent the widow or orphan children of a Clergyman holding an office in the

Synod or duly licensed or recognized by the Bishop as a curate from participating in the benefits of the fund, although no annual collection has been made by him during such time.

8. The widow and children of every Clergyman in this Diocese in good standing, who at the time of his death is duly licensed to the cure of souls, or holds office in the Synod, or is a Curate or whose name is on the Synod list, and who has complied with the requirements of this Canon shall be entitled to the annuities hereinafter in this Canon provided for.

9. Every widow or the guardian of the orphans of a Clergyman desiring an annuity from the fund shall present to the Committee, through the Clerical Secretary, a memorial setting forth the date of the death of the Clergyman, the name of his widow, or of the guardian, as the case may be, and the names and ages of his children; and such memorial shall be taken into consideration by the Committee at their next meeting after the receipt thereof; and if it appears that the deceased Clergyman has complied with the requirements of this Canon, the Committee shall, if the Fund suffices, make a grant not exceeding the annual sum of $200 to such widow, and the annual sum of $40 to each orphan under the age of eighteen years and unmarried.

10. In the event of a clergyman leaving no widow, or in case of the widow dying leaving orphans under the age of eighteen years and unmarried, the annuities to the orphans shall be doubled, but in no case shall the sum granted to the orphans of any one family exceed the annual sum af $160.

11. The several annuities shall be payable in equal quarterly payments on the first days of January, April, July and October to the widow or guardian, and the first of such payments shall include the arrears of annuity due from the day of the death of the Clergyman.

12. Every annuitant on the Widows' and Orphans' Fund shall, before he or she may be paid his or her quarterly annuity, make one of the following declarations in the presence of a neighbouring Clergyman, who shall duly attest the same :—

Declaration to be made by a Widow.

I.....(name).....(residence) do hereby solemnly declare that I am the widow of the late Rev.....of..... and that I am entitled to an annuity from the Widows' and Orphans' Fund of the Incorporated Synod of the Diocese of Ontario.

Signed and declared before me this..... day of....., A.D. 18 , at..... } (Signature.)

Signed..... C. D. residence and addition.

Declaration to be made by the Mother or Guardian of Orphans.

I.....(name).....(residence) do hereby solemnly declare that I am the mother (or the duly appointed guardian) of the children of the late Rev....., of....., whose names and ages are respectively written below, and that they are entitled to an annuity from the Widows' and Orphans' Fund of the Incorporated Synod of the Diocese of Ontario.

Signed and declared before me this..... } (Signature.)
day of....., A.D. 18 , at..... }

C. D. residence and addition.

Names..... Ages.....

17. THE CLERGY SUPERANNUATION FUND.

1. The Clergy Superanuation Fund shall be constituted by moneys received from the following sources :

(*a*) An annual collection which shall be made in each Church and station of every Parish or Mission of the Diocese where there is an established Sunday service, on the thirteenth Sunday after Trinity, or on one of the two following Sundays.

(*b*) Benefactions and bequests.

2. The fund shall be controlled and managed by a Committee, consisting of the Bishop and four clerical and four lay members of the Synod.

3. Any Clergyman of the Diocese who becomes incapable, by reason of age or infirmity, to minister beneficially to the Church may, should he so desire, but not otherwise, be placed by the Committee on the list of superanuated clergy and awarded a superanuation allowance.

4. The amount of such allowance shall be in the discretion of the Committee, but shall not exceed the sum of $200 per annum for a clergyman in receipt of an annuity from the Clergy Trust Fund, or $400 per annum for a clergyman not in receipt of such annuity.

5. No clergyman who receives an allowance from the superanuation fund shall, while receiving such allowance, be entitled to receive compensation as a clergyman; except that any Clergyman receiving a superannuation allowance under this Canon may, with the consent of the Bishop granted at the request of the Incumbent of the parish in which the duty is to be performed, undertake occasional duty and accept remuneration.

6. The Committee shall have power in their discretion to discontinue any superanuation allowance, or to vary the same from time to time within the limits prescribed by section four.

18. THE DIVINITY STUDENTS' FUND.

1. The Divinity Students' Fund shall be managed by a Committee consisting of four Clergymen and four Lay representatives.

2. The said fund shall consist of the existing Divinity Students' Fund and of all collections, subscriptions, donations and legacies given for assisting students in Divinity.

3. The Committee shall, in their discretion, when provided with the necessary funds, make a grant not exceeding the annual sum of one hundred and fifty dollars, to any student in Divinity on the following conditions :

(*a*) That the applicant shall declare in writing that he is actually in need of assistance;

(*b*) That he shall furnish a bond with a proper security, approved by the chancellor, that he will serve as a clergyman for five years in the Diocese of Ontario, and that in case of failure to offer himself for ordination or to procure the necessary testimonials within three years from the date of the bond, unless delayed from illness or other cause satisfactory to the Bishop, he will refund with interest, the full amount which he has received from the fund, and that in case of his removal from the Diocese before the expiration of five years of service therein, he will refund with interest an amount proportionate to the time of service left unfulfilled.

4. The words "students in divinity" shall mean all persons who are preparing to take either deacon's or priest's orders and have been accepted by the Bishop of the diocese as candidates for the same.

19. THE RECTORY LANDS FUND.

1. Whenever any Rector or Parish desires the sale of all or any of the Rectory lands appertaining to the Rectory or Parish he or they shall memorialize the Executive Committee for the sale of the said lands, setting forth the reasons for such sale. And if the Executive Committee deem it advisable that the prayer of the memorial should be complied with, the Clerical Secretary shall forthwith notify the Rector or Parish to proceed to appoint a valuator or valuators, as hereinafter mentioned.

2. A valuator or valuators on behalf of the Synod, each to be known as the Synod Valuator, shall be appointed by the Executive Committee, who shall receive their travelling expenses and $5 for each day he or they are occupied in such valuation; and the Synod valuator, with a second and local valuator to be appointed and named in writing by the Rector, and with a third and local valuator to be appointed and named in like manner by the Vestry of the Mother or Parish Church

at the Easter Vestry meeting or at a special meeting called for that purpose, shall, on receiving the notice of their appointment, as soon as possible examine and value the lands sought to be sold, and the said valuators shall report their joint or several valuations in writing to the Executive Committee.

3. Should the Rector or Vestry refuse or neglect to appoint their respective valuators within one month from receiving notice from the Executive Committee of the intention to sell the land, which notice shall be sent by the Clerical Secretary by post to the Rector and Churchwardens, then the valuator appointed by the Executive Committee, together with the valuator appointed by the Rector or Vestry, as the case may be, shall select a third person as valuator. In the event of both the Rector and Vestry failing to appoint within the time before limited, then the valuator appointed by the Executive Committee shall act alone and report.

4. The Clerical Secretary, on receiving such notification as aforesaid, shall forthwith communicate the same to the Synod valuator, who shall thereupon write to the local valuator or valuators appointing a time when he will in conjunction with him or them proceed to and value the lands proposed to be sold, and in case one only of the local valuators shall attend at the place and time appointed, the Synod valuator shall with such local valuator proceed to value the lands and report thereon, or in case both such local valuators fail to attend at the time and place appointed then the Synod valuator may, if he thinks it advisable, proceed to value alone and report. All the reports of the said valuator or valuators shall be made as soon as possible after the value is ascertained to the Executive Committee, who may approve or disapprove thereof, refer the same back, or adopt the valuation of either one or more of the said valuators.

5. The lands so valued shall, in the first place, be offered to the tenant or tenants, if any, at the valuation approved of by the Executive Committee, but if there be no tenant, or if the tenant within fourteen days after being notified in writing by the Clerical Secretary of the valuation, refuses or neglects to purchase at such valuation, then the land may be sold by private contract to any intending purchaser at such price as the Executive Committee deem expedient, or after being advertised in the local papers once a week for four weeks next preceding the sale, and placards of the advertisement having been posted and circulated in the neighbourhood, the land shall be sold by public auction to the highest bidder at or above the valuation, there being a reserve bid to the amount of such valuation. And in case there shall be no bidder at or above the reserve bid when offered at such auction, the land shall be withdrawn, and it shall be left to the Executive Committee to dispose thereafter of the said land at such price as they deem most conducive to the interest of the parish.

6. The purchaser shall pay down not less than one-seventh of the purchase money at the time of the sale, and the remainder shall be secured by a mortgage on the premises payable in six yearly instalments, or as may be agreed on, with interest at seven per cent per annum.

7. All expenses attending the valuation and sale of the land shall be borne in the first place by the person or persons applying for the sale, who shall with the memorial deposit the sum of twenty dollars with the Clerical Secretary. The expenses shall be refunded from the proceeds of the sale, and the expenses of the sale, surveys and management shall be a first charge on the proceeds.

8. The Chancellor of the Diocese shall prepare the necessary deeds and mortgages. The expenses of conveyances, registration and Sheriff's certificates shall be paid to him by the purchaser, or with the consent of the Rector interested, the expenses of the deed shall be defrayed from the proceeds of the land sold, at the tariff to be settled by the Executive Committee. All deeds and mortgages shall be executed on behalf of the Synod by the Bishop on behalf of the Synod.

9. The proceeds of the sale shall be remitted to the Clerical Secretary, who shall give receipts for the same, and pay all necessary charges and disbursements. The Clerical Secretary shall credit the amount so received to the capital of the rectory interested, and the income of the investment, subject to the provisions of the statute, shall be paid at such time and in such manner as the Executive Committee appoint.

10. The proceeds of such sales, after deducting the necessary expenses, shall be invested by the Investment Committee, as provided for by the Act "To provide for the sale of the Rectory Lands in this Province."

11. The Clerical Secretary shall open and keep a debtor and creditor account with each Parish or Rectory of all moneys received from time to time on account of sales, investments and interest and necessary expenditures and payments.

12. The Clerical Secretary shall file for future reference all memorials, valuations and other papers connected with the sale of the Rectory Lands.

13. The Executive Committee shall report annually to the Synod all sales made, the terms of sale, and the mode in which the proceeds of such sales have been invested.

14. The valuations and sales of the Rectorial Lands heretofore made by the Executive Committee, and the conveyances thereof are hereby confirmed.

20.—THE GENERAL PURPOSE FUND.

1. There shall be a fund to be known as the General Purpose Fund for the granting of aid towards the erection and maintenance of Churches, Parsonages and Parochial Schools in the Diocese, for the purchasing of burial grounds, for defraying expenses connected with the management of the Synod and its trusts, and for aiding such general purposes and objects of the Church in the Diocese as are under the special control of any Committee of the Synod.

2. Such fund shall be formed from such donations and grants as are from time to time hereafter made for such General Purposes.

3. Such fund shall be administered and managed by the Executive Committee of Synod, which shall have power to administer, sell, lease, and dispose of all lands pertaining to such fund; to administer and dispose of any sum or sums of money, or any security or securities for money hereafter given, paid, assigned, or devised to the said Fund, and further from the same resources to grant such aid and to make such payments to any of the objects above recited as the Committee in its discretion sees fit, and the Committee shall report at the annual meeting of Synod.

4. The said Executive Committee shall have power to make such rules and regulations as are requisite for the carrying out of the provisions of this Canon.

21.—THE CHURCH BOOK DEPOSITORY.

1. A Committee shall be appointed annually consisting of three Clergymen and three Lay Representatives for the management of the Church Book Depository; the Committee shall appoint a manager who shall make a full report to the Committee at their regular meetings and present his account books for inspection. The Committee shall make an annual report of the operations of the past year.

22.—STATE OF THE CHURCH.

1. Every Clergyman having a separate cyre of souls shall annually, so far as his cure is concerned, prepare a correct statement of the number of church families, individuals and communicants, of the number of baptisms, confirmations, marriages, burials and celebrations of the Holy Communion, of the number of Churches, Chapels and Mission Stations and of Public Services, of the number of Sunday and Parochial Schools, with the number of children attending the same respectively, of the amount contributed at the regular Sunday services and by special collections, of the amounts expended for the Incumbent's stipend, for the for the church, parsonage and other parochial objects, and of all sums

contributed for church objects outside of the cure, and he shall also report any other items of interest.

2. The Clerical Secretary shall send annually to every such Clergyman during the first week in April, a form prepared under the direction of the Executive Committee, which form properly filled up by the Clergyman, for the year ending the twenty-fifth day of April, shall be returned by him on or before the first day of May to the Clerical Secretary.

3. A Committee shall be appointed annually on the state of the church consisting of four Clergymen and four lay representatives, who shall from the returns sent to the Clerical Secretary prepare a report on the matters mentioned in the first section of this Canon.

PART III.

23.—THE ELECTION OF A BISHOP AND THE SUBDIVISION OF THE DIOCESE.

1. In the event of a vacancy in the See, the Secretaries of the Synod shall within one week from the occurrence of such vacancy, or its announcement to the Diocese, memorialize the Metropolitan, or in event of his absence, or refusal, or neglect for twenty days to act, or of that office being vacant, then the senior Canadian Bishop who is willing to act, praying him to summon a meeting of the Clergy and Lay Representatives of the Synod, at the Cathedral city of the Diocese, to elect a successor, such meeting to be held within thirty days of the receipt of the memorial, and to be presided over by the Bishop calling the meeting, or in the case of his death, illness, or inability from other cause to preside, then by some other Canadian Bishop; and the said Metropolitan or other Bishop shall give at least fifteen days' notice of the time and place of such meeting.

2. In the event of a subdivision of this Diocese, the Bishop shall summon the Clergy and Lay Representatives, to be included within the new Diocese, to meet at such time and place as he appoints for the purpose of electing a Bishop, at which meeting the Bishop, or the Bishop appointed by him under the Canon respecting the presiding Bishop, shall preside.

3. In the election to a vacant See, or to a new See, the Clergy and Lay Representatives entitled to vote at meetings of Synod, shall vote separately by ballot; the Clergy as individuals, and the Lay Representatives by parishes. A majority of votes in each order shall determine the choice, provided that two-thirds of the Clergy entitled to vote be present, and two-thirds of all the parishes entitled to vote be repre-

sented ; otherwise two-thirds of the votes of each order present shall be necessary to determine the choice.

4. Any Clergyman elected a Bishop, and holding at the time of such election any preferment or benefice, shall resign such preferment or benefice prior to his consecration. And in case the Bishop of this Diocese is elected Bishop of another Diocese, and accepts, or in case of his resignation and the acceptance thereof by the Metropolitan, this See shall be *ipso facto* vacant.

5. In the event of the subdivision of this Diocese the portion intended to form the new Diocese shall be bound in all its proceedings by the Canons of this Diocese until altered by its Synod.

6. The provisions of the Canon respecting contested seats in Synod shall apply to every contestation of the claim to a seat in the meeting hereinbefore referred to.

24. THE PATRONAGE OF THE RECTORIES.

1. During the life or incumbency of the Right Reverend J. T. Lewis, Lord Bishop of the Diocese of Ontario, the appointment to all Rectories within his Diocese shall be vested in him, as such Bishop ; and such appointments to Rectories as have been made in this Diocese since the session ot this Synod, in April A.D. 1862, are hereby confirmed.

25. ELECTION OF DELEGATES TO THE PROVINCIAL SYNOD.

1. In the election of Delegates to the Provincial Synod two Clergymen and one Lay Representative shall act as scrutineers of the votes of the Clergy, and two Lay Representatives and one Clergyman as scrutineers of the votes of the Laity; the scrutineers for each order shall be previously appointed on motion by the members of each order respectively.

2. Two ballot boxes shall be provided to receive the votes of the Clergy and Laity respectively. Upon each member of the Synod depositing his vote, a mark shall be placed opposite his name on the roll by the Secretary of the order to which he belongs; and upon the requisition of any three members of the Synod, the number of votes deposited shall be compared with the number of those who have voted. The scrutineers shall hand over the votes to the Secretaries of the Synod, whose duty it shall be to preserve them until the election of Delegates shall be completed, and to destroy them at the end of the session.

3. There shall be twenty-four delegates elected at each annual meeting of the Synod, viz: twelve Clergymen elected by the Clergy, and twelve Laymen by the Lay Representatives, and the first twelve names in each order having the highest number of recorded votes shall be declared du'y elected.

4. When the election of Delegates to the Provincial Synod takes place, the six Clergymen and the six Laymen whose names stand next highest in number in the counting of the ballots after those of the Delegates elected, shall be substitutes, to attend such Provincial Synod, whenever, from sickness or other cause, the Delegates are unable to be present.

5. In the event of the scrutineers reporting that two or more persons have an equality of votes either as Delegates or substitutes, the Bishop shall determine his or their priority.

6. Whenever any delegate is unable to attend as aforesaid, he shall be excused from such attendance upon notifying the Clerical Secretary of the Synod of the fact, at least a fortnight previous to the meeting of the Provincial Synod, and the Clerical Secretary shall then notify one of the substitutes in the order in which he stands on the list, that he is required to attend the said meeting instead of the Delegate excused.

7. The election of the Clerical and Lay Delegates shall be certified under the hand and seal of the Bishop, and the certificate shall be forwarded by the Clerical Secretary of the Synod to the Secretaries of the Lower House of the Provincial Synod within fourteen days after such election; and in case any of the said Delegates mentioned in such certificate is unable to attend, a certificate signed by the Bishop or in his absence by the Clerical Secretary, "that A. B. being a Cherical (*or* Lay) Delegate from the Diocese of Ontario is unable to attend and C. D. is authorized by vote of the Synod to fill his place as Delegate," shall be sent to the Secretaries of the Lower House of the Provincial Synod.

26. THE DIACONATE.

1. When any person has been accepted and ordained by the Bishop as a Deacon under Canon eighteen of the Provincial Synod, which enacts :—

"A Deacon need not surrender his worldly calling or business (said calling being approved by the Bishop) unless he be a candidate for the office of a Priest, and he shall not be admitted to the Priesthood till he shall have passed a satisfactory examination in Latin and Greek, and have further complied with such other requirements as the Bishop of each Diocese may impose ;

"Every Deacon who shall from necessity be placed in charge of a Parish or Mission shall be under the direction of a neighbouring Priest until he be advanced to the Priesthood ;"

He shall be entitled to sit and vote with the clergy in the Synod of the Diocese as long as he holds the license of the Bishop.

2. Such Deacons shall have no claim whatsoever as beneficiaries on any of the various funds subscribed, collected or held in trust for the benefit of the clergy.

3. When any such Deacons have, in accordance with the requirements of Canon eighteen of the Provincial Synod, been duly admitted to Priest's Orders by the Bishop of the Diocese, the claim of such Deacons as beneficiaries of the funds and temporalities held in trust by the Synod for the benefit of the clergy shall date only from their ordination to the Priesthood.

27. THE PRESIDING BISHOP.

1. The Bishop of this Diocese may if occasion requires, appoint, with full or limited powers, another Bishop to preside at any meeting of the Synod during its session.

2. Such Bishop so appointed shall be by virtue of his appointment a member of the Synod during its session, subject to the powers granted him by the Bishop; and all business transacted and Canons passed or confirmed at such session shall have the same effect and validity as if the Bishop of the Diocese had presided.

3. The Bishop of the Diocese, during the session of the Synod, may, when he desires to leave the chair temporarily, appoint one of the members of the Synod to preside during his absence.

4. Wherever the words "the Bishop" occur in the "Order of Proceedings," or in "The Rules of Order," they shall be taken and read as meaning and including any Coadjutor or Assistant Bishop of this Diocese, or the Bishop appointed under this Canon.

28. DISCIPLINE.

1. There shall be a Court of this Diocese, called "The Court of the Diocese of Ontario," for the prosecution, hearing and trial of all ecclesiastical causes within this Diocese, and of all offences of the Laity, as well as the Clergy, against the laws ecclesiastical, against the provisions of the statutes constituting and affecting the Synod, and the Canons, rules and regulations of the Synod.

2. Every Priest and Deacon holding the license, or any office or charge under the jurisdiction, of the Bishop of the Diocese who is charged with any of the following offiences or concerning whom there exists scandal or evil report as having been guilty of any of the offences mentioned in this section shall be liable to trial and punishment, as hereinafter provided, namely: for any crime or immorality, for drunkenness, profane swearing, or any other scandalous, licentious or disor-

derly conduct; for any wrong doing or wilful neglect in the discharge of the duties of any office or position of trust to which he has been appointed by the Bishop or the Synod; for discontinuing the exercise of his Ministerial office without lawful cause or leave of the Bishop; for ceasing, without permission of the Bishop, to perform service in or at the church or churches within the Parish, Mission, or charge to which he has been appointed; for exercising any lay profession or occupation unconnected with his sacred calling, without the sanction of the Bishop; for the disuse, after notice from the Bishop, of Public Worship or of the Holy Eucharist according to the offices of the Church; for the infringement, after notice from the Bishop, of the rubrics of the Book of Common Prayer; for schism, or separating himself from the Communion of the Church; for heresy, or teaching or maintaining heretical doctrines, or for teaching or maintaining doctrines contrary to those of the Church, such teaching or maintaining being by way of writing or printing, preaching or public teaching, or circulating books containing such doctrine; for holding service in any other clergyman's church or parish, mission or charge, without such clergyman's consent; for permitting unauthorized persons to officiate in the church; for non-residence without leave of the Bishop; for officiating at the services of religious bodies not in communion with the Church of England; for any act which involves a breach of his Ordination Vows; for any violation of the provisions of the statutes constituting the Synod, or of the Constitution of the Synod, or of any of the Canons, Rules, Regulations or Resolutions of the Synod; or for incapacity or neglect in the discharge of his parochial duties whereby his usefulness in his parish or mission appears to be gone.

3. The Bishop, on the application of any person complaining, or if he thinks fit, of his mere motion, may issue a commission under his hand and seal to five persons, of whom one shall be an Archdeacon or Rural Dean within the Diocese, or in case of the absence or sickness of the Archdeacon, should there be only one Archdeacon of the Diocese, then any five clergymen whom the Bishop of the Diocese appoints, for the purpose of making inquiry as to the grounds of such charge or report: provided always that notice of the intention to issue such commission under the hand of the Bishop containing an intimation of the nature of the offence, together with the names, addition, and residence of the person on whose application or motion such commission is about to issue, shall be sent by the Bishop to the person accused fourteen days at least before such commission shall issue: provided also, that no commission shall issue on the application of any person complaining until he has first given to the Bishop and his successors in office, a bond, to be approved of by the Bishop, in the penal sum of $200, to pay all costs and expenses that the person complained of may have incurred, in case he is acquitted of the complaint, or the complaint is dismissed for want of due prosecution.

4. The said commissioners, or any three of them, may examine under the declaration allowed by law, which shall be administered to all witnesses who are tendered to them for examination, as well by any person alleging the truth of the charge or report as by the person accused, and to all witnesses whom they deem it necessary to summon for the purpose of fully prosecuting the enquiry and ascertaining whether there be sufficient ground *prima facie* for instituting further proceedings.

5. Notice of the time when, and place where, every such meeting of the commissioners is to be holden shall be given in writing, under the hand of one of the said commissioners, to the person accused, seven days at least before the meeting.

6. The person accused, or his agent, may attend the proceedings of the commission, and may examine any of the witnesses.

7. All such preliminary proceedings shall be private, and when such preliminary proceedings have been closed, one of the said commissioners shall, after due consideration of the depositions taken before them, openly and publicly declare the opinion of the majority of the commissioners present at such inquiry, whether there be or be not sufficient *prima facie* ground for instituting further proceedings.

8. The said Commissioners, or any three of them, shall transmit to the Bishop, under their hands and seals, the depositions of witnesses taken before them, and also a report of the opinion of the majority of the Commissioners present at such inquiry whether or not there be sufficient *prima facie* ground for instituting proceedings against the person accused; and such report shall be filed with the Registrar of the Diocese; and if the person accused holds any preferment in any other Diocese or Dioceses, the Bishop to whom the report is made shall transmit a copy thereof and of the depositions to the Bishop or Bishops of such other Diocese or Dioceses, and shall also, upon the application of the person accused, cause to be delivered to such person a copy of the said report and of the depositions, on payment of a reasonable sum for the same, not exceeding three cents for each folio of ninety words.

9. Whenever a complaint has been made under this Canon against any Priest or Deacon the Bishop of the Diocese, without any further proceedings, and with the consent of such Priest or Deacon and of the person complaining, if any, first obtained in writing, or whenever a confession in writing by such Priest or Deacon has anticipated any proceeding or the issuing of a commission under this Canon, may pronounce such sentence as the said Bishop thinks fit, not exceeding the sentence which might be pronounced in due couse of law; and all such sentences shall be good and effectual in law as if pronounced after a hearing, according to the provisions of this Canon, and may be enforced by the like means.

10. If the Commissioners report that there is sufficient *prima facie* ground for instituting proceedings, and if the Bishop of the Diocese or the person complaining thereupon thinks fit to proceed against the person accused, articles shall be drawn up by the direction of the Bishop or at the instance of the person complaining, and, when approved and signed by a barrister-at-law, shall, together with a copy of the depositions taken by the Commissioners, be filed with the Registrar of the Diocese; and any such person, or any person on his behalf, shall be entitled to inspect without fee such copies, and to require and have, on demand from the Registrar (who is hereby required to deliver the same), copies of such depositions, on payment of a reasonable sum for the same, not exceeding three cents for each folio of ninety words.

11. A copy of the articles so filed shall be forthwith served upon the person accused by personally delivering the same to him, or by leaving the same at his usual or last known place of residence; and no such articles shall be proceeded upon until after the expiration of fourteen days from the day on which such copy has been so served.

12. The Bishop, by writing under his hand, may require the person to appear before him, either in person or by his agent duly appointed as to such person seems fit, at any convenient place within the Diocese and at any time after the expiration of the said fourteen days, and to make answer to the said articles within such time as to the Bishop seems reasonable; and if the person appears, and by his answer admits the truth of the articles, the Bishop or his Commissary specially appointed for that purpose, shall forthwith proceed to pronounce sentence thereupon, according to the ecclesiastical law and the statutes of this Province enabling the members of the United Church of England and Ireland to meet in Synod.

13. Every notice and requisition to be given or made in pursuance of this canon shall be served on the person to whom the same respectively relate, in the same manner as is hereby directed with respect to the service of a copy of the articles on the person accused.

14. If the person accused refuses or neglects to appear and make answer to the said articles, or appears and makes any answer other than an unqualified admission of the truth thereof, the Bishop shall proceed to hear the cause, with the assistance of three Assessors nominated by him, one of whom shall be his Chancellor, or a barrister of not less than seven years standing, and another the Dean of his Cathedral Church, or one of his Archdeacons; and upon the hearing of such cause the Bishop shall determine the same and pronounce sentence thereupon, according to the ecclesiastical law and the statutes of this Province enabling the members of the United Church of England and Ireland to meet in Synod.

15. All sentences pronounced by the Bishop or his Commissary in pursuance of this Canon, shall be good and effectual, and binding on all persons concerned therein; and such sentences may extend to admonition, suspension, or to deposition or deprivation, as provided by the said statutes of this Province in the preceding section mentioned. Should the sentence be one of admonition, it may be public or private, as the Bishop determines. When the penalty of suspension is inflicted, such sentence shall specify the terms thereof and the period of duration. Removal of a Clerk in Holy Orders from office in the Church shall be considered to include deposition and deprivation. Upon such sentence being pronounced, the connection between him and his parish or congregation shall be *ipso facto* severed, and all other offices, rents, issues, profits, and emoluments which he may have held by virtue of such office or ministry, from which he has been removed, shall wholly cease and determine. A copy of the sentence shall be sent to the accused, and another to the vestry or vestries of the parish or parishes, congregation or congregations, with which he may be canonically connected, and such other publicity may be given to it as the Bishop or his Commissary deems expedient.

16. It shall be within the power of the Bishop, by virtue of his office, and not inconsistent or contrary to this Canon, to admonish those offending, which admonition, for any offence mentioned in the *second* section of this Canon not made a subject for judicial enquiry or presentment, shall be made in private; upon a subsequent offence, it shall be public or private at the discretion of the Bishop, and made in such manner as to the Bishop seems proper

17. In every case in which from the nature of the offence charged, it appears to the Bishop that great scandal is likely to arise from the person accused continuing to perform the services of the Church while such charge is under investigation, or that his ministration will be useless while such charge is pending, the Bishop may cause a notice to be served on such person, or at any time pending any proceedings under this Canon, inhibiting the said person from performing any services of the Church within this Diocese, from and after the expiration of fourteen days from the service of such notice, and until sentence has been given in the said cause; provided that such person, being the Incumbent of a benefice, within fourteen days after the service of said notice, may nominate to the Bishop any fit person or persons to perform all such services of the Church during the period in which such person is so inhibited; and if the Bishop deems the person or persons so nominated fit for the performance of such services, he shall grant his license to him or them accordingly, or in case a fit person is not nominated, the Bishop shall make such provision for the service of the Church, and for such remuneration to the person performing the same, as to him seems necessary; and he shall provide for the payment of such remun-

oration, if necessary, by sequestration of the living; provided also, that the Bishop may at any time, revoke such inhibition and license respectively.

18. Any person who thinks himself aggrieved by any judgment pronounced by the Bishop, may appeal from such judgment, and such appeal shall be to the Court of Appeal of the Metropolitan.

19. At any such inquiry, any three or more of the Commissioners, or in any such proceeding, the Bishop, or any Assessor of the Bishop, may require the attendance of such witnesses, and the production of such deeds, evidences, or writings, as are necessary.

20. Every witness examined in pursuance of this Canon, shall give his or her evidence upon solemn declaration, as provided for by "An Act respecting Extra-judicial oaths."

21. Every suit or proceeding against any such Clerk in holy orders, for any offence specified in this Canon, or against the provisions of the Statutes constituting the Synod, or against the Canons, Rules or Regulations of the Synod, shall be commenced within two years after the commission of the offence, in respect of which the suit or proceeding is instituted shall have become publicly known, and not afterwards; provided always, that whenever any such suit or proceeding is brought in respect of an offence, for which a conviction has been obtained in any court of law, such suit or proceeding may be brought against the person convicted, at any time within six calendar months after such conviction, although more than two years have elapsed since the commission of the offence, in respect of which such suit or proceeding is so brought.

29.—Vestries.

Constitution in Churches having Rented Pews or Sittings.

1. All members of the Church of England in Canada, male and female, being pew holders or holding sittings and paying therefor such sums as the Vestry determines, shall form a Vestry for the purposes of this Canon; provided always, that no person shall be allowed to vote at any Vestry meeting who is not of the full age of twenty-one years; provided also, that any person before voting shall, if required by any member of the Vestry, declare in writing at the meeting, in a book to be kept for that purpose, that he is a member of the Church of England and of no other religious body, and that he has held a pew or sitting in the Church of which the Vestry is held for six months previously, and that he has paid all arrears of rent or dues that have been rated or assessed by the Vestry on his pew or sitting.

2. If a Church has been destroyed by fire or otherwise rendered unfit for the holding of Divine service, and the congregation of such

Church assemble for worship in some temporary place, the Vestry of the said Church shall be constituted under the provision regulating the Vestries of Free Churches during such occupancy; provided that no change shall be made in the constitution of the Vestry, unless Divine service in the said Church has been suspended for at least one year.

Constitution in Free Churches.

3. In Churches in which all the pews and sittings are free there shall be a Vestry for the purposes of this Canon, and the members thereof shall be of the full age of twenty-one years; and each such member shall declare himself in writing at the meeting, in a book to be kept for the purpose, to be a member of the Church of England and of no other religious body, and to be habitually attending public worship in the said church of which the Vestry is held, for the space af six months previous to the meeting of the Vestry.

Provisional Vestry.

4. If a congregation newly formed desires to organize a Vestry without delay, a meeting of the said congregation shall be held for such purpose after notice thereof has been given during divine service on the previous Sunday; and the members of such Vestry shall consist of those who make the declaration required in the next preceding section as to age and church membership; and also declare their intention to worship habitually in such congregation. The Vestry so constituted shall be a lawful Vestry for all the purposes mentioned in this Canon for not longer than one year from the date of its formation.

Chairman and Secretary of Vestry Meeting.

5. At all Vestry meetings the Priest or Deacon in charge shall preside, and in his absence the Curate-Assistant, or in the absence of both, such member of the Vestry as the majority, duly qualified to vote and present at such Vestry, name; annd the Vestry Clerk, or in case there be no Vestry Clerk, then such person as the Chairman names shall be Secretary of such Vestry meeting; and the proceedings of such Vestry meeting shall be entered in a book kept for that purpose, and preserved in the custody of the Churchwardens.

Annual Vestry to appoint Churchwardens and regulate the Temporalities.

6. An Annual Vestry shall be held on Easter Monday, after notice thereof given during Divine service on Easter Sunday, for the purpose of receiving the audited accounts of the Vestry, and subsequently of appointing Churchwardens and regulating the charges and rents on all pews and sittings for the ensuing year, and for the transaction of other

business connected with the Temporalities of the Church; provided, that in case there are more churches than one in the parish or mission, Vestry meetings may be held for such churches at any time during the Easter week, notice thereof having been given on a previous Sunday.

Special Vestry Meetings.

7. The Clergyman in charge may call a special Vestry meeting whenever he thinks proper to do so, giving notice thereof on the two previous Sundays during Divine service; and also specifying the business for which such Vestry meeting is called. And he shall call such meeting upon application made to him in writing by at least six members of such Vestry aforesaid; and in case upon such written application being made as aforesaid, such Clergyman refuses or neglects to call such meeting or to give such notice, then one week after such demand made, the said six members may call the same by notice affixed to the main entrance church doors at least one week previous to such intended meeting.

Business which may be transacted.

8. The members of Vestry, at such Vestry meetings as aforesaid, may pass resolutions or make by-laws for the regulation of their proceedings and for the management of the Temporalities of the church, parish or mission to which they belong, and may alter and repeal the same: provided that at special Vestry meetings no business shall be transacted other than that specified in the notice calling the same.

Certain Fees to be Regulated by Vestry.

9. The fees for certificates from the parish register shall be fifty cents for each such certificate; and the charges payable for burial plots and on breaking the ground in cemeteries and churchyards for the purpose of burying the dead, and all matters of like nature therewith connected, shall be regulated by the Vestry of the church to which the cemetery or churchyard belongs.

Nomination and Election and Qualification of Churchwardens.

10. At the annual Easter Vestry meeting, or any adjournment thereof, after the accounts of the past year have been audited and reported upon, one churchwarden shall be nominated by the clergyman in charge of the rectory, parish or mission to which the said church belongs, and one other shall be elected by a majority of those present and entitled to vote at such Vestry meetings as aforesaid. If the clergyman being present at such Vestry meeting declines or neglects to nominate a churchwarden, or if the said clergyman being absent from such Vestry neglects by writing under his hand to appoint a churchwarden, then both the churchwardens for the current year shall be elected by

the members of the Vestry present; and if the members of such Vestry neglect at such Vestry meeting to elect a churchwarden, both such churchwardens for the current year shall be nominated by the clergyman.

11. No person shall be eligible to the office of Churchwarden except a member of such Vestry and a duly qualified voter; and the Churchwardens shall hold their office for one year from the time of their appointment, or until the nomination or election of their successors.

12. In case of one or both of the Churchwardens declining to accept office, or to act when called on by the clergyman or Vestry, or in case of deprivation of office, resignation in writing to the clergyman, or change of residence to ten or more miles from the church of which he was chosen Churchwarden, or of incapacity to act, or being convicted of any indictable offence, or ceasing to be a member of the Church of England, or of the church or congregation for which he has been elected, or ceasing to attend public worship in such church or congregation for the space of six months, or of the death of either or both of the said Churchwardens, a Vestry meeting shall be called within one month in the manner provided for in this Canon for the nomination by the clergyman or for the election by the said Vestry, as the case may be, of a new Churchwarden in place of the one whose office was vacated from any of the causes aforesaid: provided always, that in any case of such new appointment by the clergyman, such clergyman may, if he thinks fit, instead of a Vestry meeting being called for the purpose, nominate and appoint another Churchwarden during divine service on any Sunday within the time specified for making such appointment.

Churchwardens to Lease and Rent Pews and Sittings.

13. The Churchwardens, in churches other than free churches, from time to time, may lease and rent pews and sittings in churches where such pews and sittings are not held in freehold, upon such terms as are settled and appointed at Vestry meetings holden for that purpose as provided; and all pews and sittings shall be subject to such annual rent and other dues as are from time to time rated and assessed in respect thereof at such Vestry meetings.

Sale of Pews Forbidden.

14. No sales of pews by the Churchwardens shall take place in any church in this Diocese.

Churchwardens shall Account to Vestry.

15. All Churchwardens shall yearly render in writing a just, true and perfect account at the annual Easter Vestry meeting, fairly entered

in a book or books kept for that purpose, signed by the said Churchwardens (which book or books shall be the property of the Vestry) of all sums of money by them received and of all sums rated or assessed by the Vestry and remaining unpaid, or otherwise due and not received, and also of all goods, chattels and other property of such church or parish in their possession as such Churchwardens, and of all moneys paid by such Churchwardens so accounting, and of all other things concerning their said office, which said account and book or books shall have been referred to two or more auditors appointed by the annual Vestry meeting.

16. In the case of the appointment of a new Churchwarden or Churchwardens, the Churchwardens then retiring from office shall pay and deliver over unto such succeeding Churchwardens the book or books and all sums of money, goods, chattels and other things which are the property of the Church, and are in their possession; and the said book or books shall be carefully preserved by such Churchwardens, and they shall permit any member of such vestry as aforesaid to inspect the same at all reasonable times. In case such Churchwardens make default in yielding such account as aforesaid or in delivering over such moneys, goods or other things, as aforesaid, the succeeding Churchwardens shall take measures to procure such account or to recover such moneys or property.

The Churchwardens' Relations to Churches and Burying Grounds.

17. No Churchwarden or Churchwardens shall permit the Church, or Churches in any parish or mission to be used for divine service or any other public purpose, or the churchyard or burial ground to be used for the purposes of interment without the consent of the Bishop or of the Clergyman appointed by him.

Appointment of Subordinates.

18. The organist shall be appointed by the Churchwardens with the concurrence of the Clergyman; the vestry clerk, the sexton, and other subordinate servants of the Church, shall be nominated and appointed by the Churchwardens for the time being; and their salary and wages as determined on by the Churchwardens, shall be brought into the general account to be rendered as aforesaid by such Churchwardens.

Provisions of Certain Acts Repealed.

19. The provisions of the Church Temporalities Act, and of all other Acts passed subsequently thereto, are hereby repealed, so far as the same are inconsistent with the provisions of this Canon.

30. PARSONAGES.

1. It shall be the duty of every parish or mission, where no parsonage at present exists, to erect, as soon as possible, a suitable parsonage, with out-houses, for the accommodation of the Clergyman; and until such buildings are erected it shall be the duty of the parish or mission to rent a suitable residence; and the Clergyman shall enjoy the same free of charge, and independent of any sum assigned for his salary

2 When the parsonage and out-houses are erected and finished, or when, in the event of a change of incumbency, they are put in the possession of the Clergyman in a state of good repair, the Clergyman shall keep and maintain the same in as good repair and condition, ordinary wear and tear of the same excepted; but if the incumbent by wilful negligence, by any act of commission or omission, suffers the said buildings to go out of repair, he shall be held responsible for the same, and it shall thereupon be the duty of the churchwardens to point out such dilapidations to the incumbent and request him to provide a remedy for the same; and should he decline or neglect to repair the same, the churchwardens may, after a reasonable space, employ a suitable mechanic or mechanics to execute the necessary repairs, and they may deduct the expense thereof, certified by the bills of the contractors or workmen, from the Clergyman's annual salary paid by the parish. But if the Clergyman feels himself aggrieved by such contemplated action of the Churchwardens, he may appeal to the Archdeacon having jurisdiction, who shall decide the matter or (if he sees fit) may appoint a committee to examine into the merits of the case, and report thereon to him; and in either case his decision shall be binding, pending which decision the Churchwardens shall suspend the contemplated action.

3. If, however, any extensive improvements or repairs become necessary from the lapse of time or otherwise, such as new roofing, painting, or new fences, the expense of these and all similar improvements or repairs shall be borne by the parish. And the Clergyman, when such repairs are required, shall lay a detailed statement of the same with an approximate estimate of the expense, before the annual Easter meeting of the Vestry, having previously given notice of his intention so to do, or before a Vestry meeting specially convened for the purpose; and if the members of the Vestry sanction the same, the Churchwardens shall forthwith proceed to effect the necessary repairs, providing for the expense thereof from the funds of the church, by parochial subscriptions, or by any other mode determined upon by the Vestry; but the expense of such improvements shall not be defrayed from any funds appropriated to or pertaining to the support of the Clergyman.

4. The Churchwardens shall keep the said buildings insured, to at least two-thirds of their value, in some responsible office, and in default

of their doing so, the Incumbent may effect such insurance, and make the expense a charge against the parish.

5. The family of a deceased Clergyman shall be allowed to occupy the parsonage and premises appurtenant thereto for three months from the date of his decease.

6. In case an Incumbent before his death, has caused any of the lands to be sown or planted at his own proper costs and charges, the crops shall belong to the legal representatives of the deceased.

7. The grass in a meadow, cut prior to the death of the Incumbent shall belong to his legal representatives, but the standing grass shall become the propyofert his successor.

8. The successor of a deceased Incumbent shall, within one month after receiving the year's rent of the glebe, or of any portion thereof, pay to the legal representatives of the deceased, such part of the said rent so received as is proportionate to the portion of the year elapsed at the date of the Incumbent's death.

9. If the Incumbent of any parish or cure is compelled to resign through age, sickness or infirmity, he shall be entitled to the privileges conferred by this canon on the widow of a deceased Clergyman.

31. PARISHES AND THEIR BOUNDARIES.

1. The Incumbent and Churchwardens of any cure may, when necessary, hold a conference or conferences with the Incumbent and Churchwardens of any adjacent parish or cure, and by mutual agreement arrange and define the boundary common to both, and shall make a report to the Archdeacon having jurisdiction, for his consideration, who shall submit the same to the Bishop, with his remarks thereon; and if the Bishop approves of the same, the boundaries so arranged and approved shall be the boundaries of the parishes or cures aforesaid.

2. In cases where the boundary cannot be arranged by such mutual agreement, the Archdeacon shall issue a commission to two Clergymen and one Lay Representative, none of whom are connected with such parishes or cures, authorizing them to investigate the matter and report their decision to the Archdeacon for his consideration, who shall submit the same to the Bishop, with his remarks thereon; and if the Bishop approves of the same, the boundaries so arranged and approved, shall be the boundary common to the parishes or cures aforesaid.

3. The boundary of a parish or cure being once defined, approved, and declared, may not be disturbed within the space of five years, except in the case of the formation of new parishes; and every new and

distinct parish erected as herein provided, shall be deemed, and is hereby declared, to be a parish or benefice, with the cure of souls; and the right of presentation upon avoidance of the said benefices, unless legally vested in some other person or persons, shall vest in and be exercised by the Bishop of the Diocese.

4. When any of the parishioners residing in any parish or in adjoining parishes, desire to have a new and distinct parish erected, the said parishioners shall present a memorial to the Archdeacon having jurisdiction, stating fully the reasons moving them thereto, also the proposed boundaries of the contemplated new parish, and whether the rector or incumbent, or rectors or incumbents, of the parish or parishes aforesaid consent thereto, and when the said Archdeacon is satisfied that the provisions of the seventeenth section of the Church Temporalities Act have been complied with, or that the means for the worship of God have been provided, then the Archdeacon shall report the same to the Bishop of the Diocese, who shall, on approval, declare the said portion of the parish to be a new parish. In cases where the rector or incumbent of the existing parish or parishes withholds his or their consent from the preliminary memorial, he shall be required to state his reasons in writing within one month, to the Archdeacon, who shall decide on their validity.

5. Any boundary defined and established under the authority of this Canon, shall be entered and registered in a book to kept by the registrar of the Diocese for that purpose, and a copy thereof shall be furnished to any person applying, on payment of the fee of one dollar.

6. In case the Archdeacon having jurisdiction is the incumbent of the parish or cure affected by the proposed division and settlement of boundaries, the proceedings under this Canon shall be taken before the other Archdeacon or such other clergyman as the Bishop appoints.

32. ENDOWMENT OF PARISHES.

1. The Incumbent of every parish where no adequate endowment already exists, shall commence "A Parochial Endowment Fund," by taking up in each year a collection for the purpose in each church and station within the same, and soliciting, moreover, subscriptions, donations, and bequests of lands or money for the promotion of the fund, until a sufficient endowment fund shall have been secured.

2. All gifts or bequests of real estate, and all lands otherwise acquired by any parish for the purposes contemplated by this Canon, shall be held by the Bishop or the Synod, in trust for the benefit of the Incumbent of the parish for the time being; and the said real estate shall be managed by the Incumbent of the parish, as in the case of the present Rectors and their glebes.

3. All such subscriptions, donations, collections, and bequests of personal property shall be vested in the Bishop or the Synod, in trust as aforesaid and, with the interest, shall be allowed to accumulate until the sum of $1,000 be thus secured, after which all new collections, subscriptions, donations and bequests of personalities shall be invested, and the interest shall be annually appropriated towards the Incumbent's support, and to that purpose only, and the management of such fund shall be in the Incorporated Synod of the Diocese of Ontario.

4. Whenever it is deemed advisable by the Incumbent, Church wardens, and congregation in vestry assembled, the moneys and other personal property of the fund may, with the consent in writing first had of the Bishop or Synod, as the case may require, be appropriated to the purchase of a glebe or piece of land adjacent or near to the parsonage for a glebe, as an endowment appurtenant to the same, and for the benefit of the Incumbent for the time being; and in such case section three, so far as it relates to the accumulation of the fund, shall be dispensed with, so that the whole of the fund may, if necessary, be applied to the said purchase, but with such exception, no portion of the fund shall, under any pretext whatever, be alienated or appropriated to any other object than for the support of the Incumbent, as aforesaid: provided, however, that in the event of the future division of the parish, the endowment fund so created shall likewise be subject to division, in accordance with the rules and regulation[illegible] from time to time by the Synod of the Diocese for the [illegible] of the endowments thereunto pertaining.

33. ERECTION OF CHURCH BUILDINGS.

1. No church, parsonage, parochial school or other church building shall be erected or altered unless the plans thereof are first submitted by the Incumbent and Churchwardens, or in case of a vacancy in the cure by the Churchwardens, to the Executive Committee, or to a Sub-committee thereof appointed for such purpose at the November meeting.

34.—SURPLUS INCOME OF THE KINGSTON RECTORY.

1. Upon the next avoidance of the first parsonage or rectory in the Township of Kingston, commonly called the Rectory of Kingston, the surplus of the yearly income thereof, arising as well from the investment of the proceeds of the sales of a portion of the lands of the Rectory as from the rents, issues and profits of the unsold lands belonging to the Rectory—after the payment, firstly, of all annual charges for the insurances and repairs of the properties on the said lands, and for expenses incurred in the getting in, management and distribution of the said yearly income, secondly, of the sum of three thousand dollars per annum to the Rector of the said Rectory, shall be divided equally among the incumbents of the following churches:

St. James', St. Paul's and All Saints', in the City of Kingston, and St. John's, in the Township of Kingston, and of such other church or churches of the Church of England in Canada as are from time to time established and set apart by the authority of the Bishop of the Diocese, either in the City of Kingston or in the Township of Kingston, and designated by him as a separate parochial charge entitled to share in such surplus: Provided that if any two of the churches mentioned or referred to are by the Bishop at any time united and placed under one Incumbent such Incumbent shall be entitled to only one share in the said surplus.

2. If a vacancy occurs in the Incumbency of any of the churches mentioned or referred to in the first section of this Canon, its share of the said surplus accruing during the vacancy shall be first applied towards providing, with the sanction of the Bishop, for Divine service in the church during the vacancy, and then to making good any loss of capital, and the remainder, if any, shall be divided equally among the Incumbents of the other separate churches in the City and Township of Kingston.

3. The property, real and personal, of the said Rectory shall, after the next avoidance thereof, be managed by a committee known as the Kingston Rectory Committee, consisting of the Rector and the Incumbents of churches entitled to share in the surplus, with the Chancellor, the Treasurer of the Synod, the Clerical and Lay Secretaries, and such Lay Delegate of each of the churches mentioned or referred to in the first section of this Canon, not being interested directly or indirectly as a tenant, occupant, or intending purchaser of any of the said lands, as is annually chosen by his co-delegates within one week after the Easter Vestry meeting.

4. The Rector shall be the Chairman, and during his absence or a vacancy in the Rectory such member of the Committee as they select. The Committee shall meet whenever called by the Rector or any three members of the Committee. Five members of the Committee shall form a quorum. The Committee shall have power to appoint all such officers as it deems necessary for the efficient management of its affairs, and to make such rules and regulations as are requisite to carry out the provisions of this Canon.

5. The said Committee shall report to the Synod on the first day of the session.

35.—CHRISTMAS OFFERTORY.

1. The offertory of the respective congregations throughout the Diocese on Christmas day of every year, shall be devoted to the sole use of the Incumbent of the church in which the offertory is made.

36.—UNAUTHORIZED COLLECTIONS.

1. No clergyman or layman shall collect money for any church purpose beyond the bounds of his own parish or mission, or proceed to any other Diocese for the same purpose without the sanction and approval of the Bishop, and such collector shall obtain the sanction of each Incumbent before he makes a collection in his parish or cure, and he shall report to the Incumbent the result of such collection.

2. No person from any other Diocese shall make collections within this Diocese without first obtaining the sanction of the Bishop.

37. REPEAL OF EXISTING CANONS.

1. All Canons heretofore passed by the Incorporated Synod of the Diocese of Ontario, and in force at the time of the confirmation of the Canons herein contained are hereby repealed, and the said Canons hereinbefore set forth and numbered from one to thirty-six, both inclusive, are substituted in lieu thereof; but such substitution shall not revive any Canon or part thereof repealed by any Canon for which the foregoing are substituted ; and the said substituted Canons shall not be held to operate as new laws, but as a consolidation and continuation of the said repealed Canons, subject to the amendments and new provisions made to and incorporated with the said substituted Canons.

DRAFT OF REVISED CANONS

ADDENDA AND ERRATA.

Canon 1. Membership, Sec. 4, line penult :—Leave out "delegates" and insert "Lay representatives."

Section 15. Substitute the following :—"It is the duty of every Parish to provide for and pay the necessary expenses of its Clergy and Lay representatives incurred by attendance of Synod."

Canon 2. Organization, Sec. 5; Substitute the following :—5. The members of standing committees and the elective officers of Synod shall hold office until the appointment or election of their successors. The Bishop may fill up, until the next meeting of Synod, any vacancies among the officials of the Synod or in the committees occurring from any cause whatsoever.

Section 6, line 3 :—Leave out "adoption" and insert "introduction and consideration."

Canon 5. Contested seats in Synod, Sec. 1, line 3 :—Leave out "said" and insert Synod."

Canon 7. Duties of Officers :—Transpose Sections 9 and 10 to form a separate Canon to follow the Canon of Vestries (end of page 45), and to be intituled "Custody of deeds and Parish Registers;" and in Sec. 9 as printed, after "benefit" in line 4, insert "or use."

Substitute the following for the present Section 12 :—"The Registrar from time to time, on application being made therefor, shall give a certificate of any entry of birth, marriage, or death entered in any Parish register in his custody, and for every certificate he shall be entitled to charge and receive a fee of fifty cents, and such certificate shall be *prima facie* evidence of the fact therein stated or set forth."

Canon 15. The Clergy Trust Fund. Substitute the following for Sections 3 and 4 :—"3. The income of the Fund, after the payment of the expenses of management, shall be appropriated to the payment quarterly to the present annuitants on the fund of the sum set opposite their respective names in the schedule hereto, and whenever the income permits, then pursuant to Section 6 of this Canon to the next senior clergyman of the Diocese in good standing who is engaged in clerical or synodical work."

"4. The seniority of any clergyman shall be determined by his length of service in the Diocese, which shall be reckoned from the date of his first appointment by the Bishop; but the time during which he has ceased to do clerical or synodical work in the Diocese without being superannuated or having leave of absence from the Bishop shall be excluded in reckoning such length of service."

Canon 16. Widows' and Orphans' Fund, Section 4, line 2 :—Leave out "partake of" and insert "participate in."

Canon 19. Rectory Lands Fund, Section 8, last line :—Leave out "on behalf" and insert "under the seal."

Canon 20. General Purpose Fund, Section 1, line penult :—After "are" insert "not."

Canon 25. Election of Delegates to the Provincial Synod, Section 2 :—Leave out "the secretary" and insert "one of the scrutineers."

Canon 26, The Diaconate :—Substitute the following for Section 2 :—"2. Such Deacons and their families shall have no claim whatsoever as beneficiaries on any of the various funds subscribed, collected or held in trust for the benefit of the clergy or their families."

Canon 28. Discipline, Section 2, line 1 :—Leave out "and" and insert "or."

Section 8, lines 3 and 6 :—Leave out "persons" and "Clergymen" respectively, and insert "Priests" in each case.

Section 21, line 1 :—Leave out "such clerk in holy orders" and insert "Priest or Deacon."

Canon 29. Vestries, Section 3, line 1 :—Leave out "In Churches" and insert "In any Church."

Section 6, line 1 :—After "Vestry" insert "meeting"; line 2 :—Leave out "Sunday" and insert "Day."

Section 7, line 3 :—Leave out "previous Sundays" and insert "Sundays next preceding."

Section 12. Substitute the following :—"12. If any Churchwarden declines to accept office, or to act when called on by the clergyman or Vestry, or is deprived of his office, or tenders his resignation in writing to the clergyman, or changes his residence to ten or more miles from the church of which he was chosen Churchwarden, or becomes incapable to act, or is convicted of an indictable offence, or ceases to be a member of the Church of England, or of the church or congregation for which he has been elected, or ceases to attend public worship in such church or congregation for the space of six months, or dies, his office shall become vacant, and a Vestry meeting shall be called within one month in the manner provided for in this Canon for the nomination by the clergyman or for the election by the said Vestry, as the case may be, of a new Churchwarden in place of the one whose office was vacated from any of the causes aforesaid: provided always, that in any case of such new appointment by the clergyman, such clergyman may, if he thinks fit, instead of a Vestry meeting being called for the purpose, nominate and appoint another Churchwarden during divine service on any Sunday within the time specified for making such appointment."

Canon 33. Erection of Church Buildings. Substitute the following :—"1. No church, parsonage, parochial school or other church building shall be erected, altered or purchased unless the plans thereof are first submitted by the Incumbent and Churchwardens, or in case of a vacancy in the cure by the Churchwardens, to the Executive Committee, or to a Sub-committee thereof appointed for such purpose and are approved."

Canon 34. Surplus income of the Kingston Rectory. Transpose this Canon to follow that on the Rectory Lands Fund (end of page 31).

Section 5. Substitute the following :—"5. The said Committee shall report through the Executive Committee at each meeting of the Synod."

Canon 37. Repeal of existing Canons. Substitute the following :—

"INTERPRETATION AND REPEAL OF EXISTING CANONS.

"1. In all Canons passed by the Synod of the Diocese of Ontario the expression "shall" shall be construed as imperative, and the expression "may" as permissive.

"2. All Canons heretofore passed by the Incorporated Synod of the Diocese of Ontario, and in force at the time of the confirmation of the Canons herein contained are hereby repealed, and the said Canons hereinbefore set forth and numbered from one to thirty-seven, both inclusive, are substituted in lieu thereof; but such substitution shall not receive any Canon or part thereof repealed by any Canon for which the foregoing are substituted; and the said substituted Canons shall not be held to operate as new laws, but as a consolidation and continuation of the said repealed Canons, subject to the amendments and new provisions incorporated with the said substituted Canons.

"3. Any reference in any resolution or proceeding of Synod, or in any deed, instrument or document, to any Canon hereby repealed shall, after these substituted Canons take effect, be held, as regards any subsequent transaction, matter, or thing, to be a reference to the enactment in the said substituted Canons having the same effect as such repealed Canon."